

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

MARIUS MARTIS, DERIVATIVELY ON  
BEHALF OF MULLEN AUTOMOTIVE,  
INC.,

PLAINTIFF,

VS.

DAVID MICHERY, MARY WINTER,  
MARK BETOR, KENT PUCKETT, OLEG  
FIRER, JON NAJARIAN, JOHN ROLAND,  
TODD RAARUP, ARGUS MERCHANT  
SERVICES, LLC AND RBL CAPITAL  
GROUP LLC,

DEFENDANTS,

AND

MULLEN AUTOMOTIVE, INC.,

NOMINAL DEFENDANT.

CIVIL ACTION NO.: 2:24-cv-2908

**JOINT STIPULATION AND  
[REDACTED] ORDER ON RESPONSIVE  
PLEADING DEADLINE FOR  
DEFENDANT ARGUS MERCHANT  
SERVICES, LLC**

Plaintiff Marius Martis, derivatively on behalf of Mullen Automotive, Inc. ("Plaintiff") and Defendant Argus Merchant Services, LLC ("Defendant"), through their respective counsel of record, hereby stipulate to set a schedule for Defendant's responsive pleading deadline and response thereto as follows.

**WHEREAS**, On March 14, 2024, Plaintiff commenced the above-captioned class action with their initial Complaint. ECF No. 1;

**WHEREAS**, On April 10, 2024, Plaintiff served Defendant. ECF No. 4;

**WHEREAS**, On April 12, 2024, Plaintiff filed their return of service for Defendant. ECF No. 4;

**WHEREAS**, On May 24, 2024, as to Defendant, the Court ordered Plaintiff “to move this civil action by requesting that a default and default judgment be entered or submitting an extension to Answer out of time within fourteen (14) days from the date hereof.” ECF No. 6;

**WHEREAS**, counsel for Defendant requested Plaintiff grant an extension for its time to file a responsive pleading.

**WHEREAS**, Defendant was properly served, does not contest service, and waives any defense with respect to service.

**IT IS HEREBY STIPULATED AND AGREED**, by and among the undersigned counsel, subject to the approval of the Court, that:

1. Defendant shall file its responsive pleading, by July 7, 2024.
2. Plaintiff shall file their opposition to the responsive pleading, if any, by August 7, 2024.

**SQUITIERI & FEARON, LLP**

/s/ Lee Squitieri

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**BERESS & ZALKIND PLLC**


/s/ Ella Zalkind

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*Attorneys for Defendant Argus  
Merchant Services, LLC*

IT IS SO ORDERED.

Dated: June 5, 2024

  
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JUDGE BRIAN R. MARTINOTTI  
UNITED STATES DISTRICT JUDGE